

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re AMERICAN INVESTORS LIFE
INSURANCE CO. ANNUITY MARKETING
AND SALES PRACTICES LITIGATION

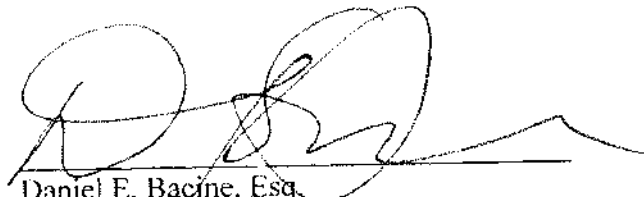
MDL No. 1712

This Document Relates to:
*DiGioia v. AmerUs Life Insurance
Company, et al.*, Case No. 2:05-cv-
05878-MAM

STIPULATION OF DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED by and between Plaintiff Lawrence A. DiGioia, as Executor of the Estate of Americus DiGioia, and Defendants AmerUs Life Insurance Company, American Investors Life Insurance Company, Inc., AmerUs Annuity Group Co., and AmerUs Group Co. that the above-entitled action shall be dismissed with prejudice. Each party shall bear his/her/its respective costs, fees and expenses, except to the extent otherwise expressly agreed to between the parties.

Dated: 11/30/09



Daniel E. Bacine, Esq.

BARRACK, RODOS & BACINE

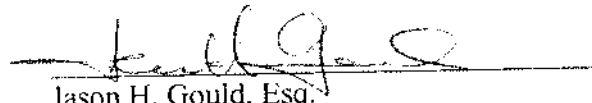
3300 Two Commerce Square

2001 Market Street

Philadelphia, PA 19103

Attorneys for Plaintiffs

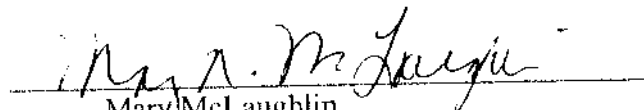
Dated: 11/25/09



Jason H. Gould, Esq.
JORDEN BURT LLP
1025 Thomas Jefferson Street, N.W.
Suite 400 East
Washington, D.C. 20007
(202) 965-8100
Attorney for Defendants

IT IS SO ORDERED:

Dated: 12/1/09, 2009



Mary McLaughlin
Judge, United States District Court